

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CIT COMMUNICATIONS FINANCE
CORPORATION,

Plaintiff,

v.

LEVEL 3 COMMUNICATIONS, LLC and
LEVEL 3 COMMUNICATIONS, INC.,

Defendants.

Civil Action No. 06-CV-00121-SLR

PLAINTIFF'S MOTION TO REMAND

Plaintiff, CIT Communications Finance Corporation ("CIT"), hereby submits this motion to remand (the "Motion to Remand"), requesting that this Court remand the above-captioned lawsuit to the Delaware Superior Court. In support of its Motion to Remand, Plaintiff relies upon the reasons set forth in the attached Memorandum of Law, which is hereby incorporated in its entirety as if fully set forth herein.

Dated: March 23, 2006

Respectfully submitted,

/s/ Howard A. Cohen

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the date set forth below, he caused a true and correct copy of Plaintiff's Motion to Remand and accompanying brief to be served upon the following, in the manner indicated below:

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Dated: March 23, 2006

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